19

Department of Revenue

OFFICE Board of Revenue

STATION Madras

Mis No. 1268

Dated 16.5.40

6745/40

DESPATCH
16 MAY 1940
Madras

(SUBJECT.)

Alienation - Land - Rev (Samaria) Karikal Mi-Bol
rfo 131/15- Private Aided Elementary School. Teacher
for the time being - Collrs proceedgs. R Dis. 4302:39 dated 27.
Rejected

Ref.C.No. 7339-39. South Kanara Collector's Office,

Camp Udipi, dated 26 - 1 - 1940.

E 745

A. C. Woodhouse, Esquire, C.I.E.,

Collector of South Kanara.

The Secretary to the Board,

Land Revenue & Irrigation,

M a d r a s.

Sir,

Alienation - Land and Revenue - Karkal Taluk - Bol Village - S.No. 131-1B - 0.45 acres - Private school -Teacher Manager - Vanjarkatte Aided Elementary School -sanction - requested.

****

S.No. 131/1B of Bola village, Karkal Taluk measuring 0.45 cents was alienated in favour of the Teacher Manager, Vanjarkatte Aided Elementary School in Collector's order R.Dis. 4302-39 dated 27-6-39 under the impression that the Collector was competent to sanction the alienation of land in favour of a private inciviaual just as in the case of Local Bodies under B.S.O. 24-11. But under the correction slip issued in B.F.No.6 Press dated 1-6-36, Collectors have no power to alienate lands in favour of private persons.

2. The Manager of the school Sri K. Vishnumurthi has already constructed the school building on the site at a cost of Rs. 316/-. The school was recognized by the Educational authorities in 1931 and the Director of Public Instruction recommended the alienation of the site in his Dis.No. 5196-38 dated 21-11-38. The alienee has paid the seigniorage value on the tree-growth, Rs. 3-8-9. The plot has been demarcated with survey stones.

3. I enclose applications for the alienation of Land and Revenue, the sketches of the plot in duplicate and the copy of the conditions agreed to by the alienee together with the records of this office R.Dis. 4302-39 dated 27-6-39. The Board

may be pleased to ratify the Collector's order by alienating the Land and Revenue in favour of the Teacher Manager of the school..

for Collector.

29.1.40

Application for the alienation of land in which the proprietary right belongs to the State.

District ... South Kanara.

1. Description and area	--	S.No. 131-1B of Bola village in Karkal Taluk measuring 0.45 acres.
2. Value - subject to assessment.	--	Rs. 22-8-0 at Rs. 50/- per acre.
3. Alienees and purpose of alienation.	--	Teacher Manager for the time being of the Vanjarkatte Aided Elementary School for the purpose of a school.
4. Collector's remarks.	--	Recommended.

South Kanara Collector's office,
Camp Udipi, dated 26 - 1 -1940.

For Collector.

29.1.40

2.8
7.13
30 .5-

Application for the alienation of land in which the proprietary right belongs to the State.

District ... South Kanara.

1. Description and area	--	S.No. 131-1B of Bola village in Karkal Taluk measuring 0.45 acre
2. Value – subject to assessment.	--	Rs. 22-8-0 at Rs. 50/- per acre.
3. Alienees and purpose of alienation.	--	Teacher Manager for the time be of the Vanjarkatte Aided Elemen School for the purpose of a sch
4. Collector's remarks.	--	Recommendéd.

South Kanara Collector's office,
Camp Udipi, dated 26 - 1 -1940.

For Collector.

29.1.40

Application for the alienation of Land Revenue payable to Government.

(Standing Order No.24, Paragraph 17).

District -- South Kanara.

1. Description and area	--	S.No. 131/1B measuring 0.45 acres in Bola village, Karkal Taluk.
2. (a) Annual assessment	--	Re.0-5-0
(b) Capitalised value (25 times assessment)	--	Rs. 7-13-0
3. Alienees and purpose of alienation.	--	Teacher Manager for the time being of the Vanjarkatte Aided Elementary School for the purpose of a school
4. Collector's remarks	--	Recommended.

South Kanara Collector's office,
Camp Udipi, dated 26 - 1 - 1940.

(Illegible)
For Collector.

29-1-40

22-8-0
7-13-0
30-5-

Application for the alienation of Land Revenue payable to Government.

(Standing Order No.24, Paragraph 17).

District -- South Kanara.

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(b) Capitalised value (25 times assessment)	--	Rs. 7-13-0
3. Alienees and purpose of alienation.	--	Teacher Manager for the time being of the Vanjarkatte Aided Elementary School for the purpose of a school.
4. Collector's remarks	--	Recommended.

South Kanara Collector's office,
Camp Udipi, dated 26 - 1 - 1940.

For Collector.

Conditions.

The land shall be used for the purpose of a school, and for no other purpose.

Particulars of land.

Taluk - Karkal.
Village - Bola.
S.No. - 131/1B.
Extent - 0.45.
Assessment - 0-5-0

2. No other buildings shall be erected on the land without the previous permission of the Collector.

3. The grantee shall maintain the already existing buildings in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

4. The Government may resume the land wholly or in part with any buildings thereon in the event of infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land the Government may direct the grantee to remove them.

5. The School shall be open to members of all classes including the depressed classes.

6. The Government may resume the land wholly or in part with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations.

7. In the event of resumption or acquisition of the plot for any reason, no compensation shall be payable for any buildings erected without permission.

8. In the event of resumption under condition 5 if there are buildings on the land, the Government may at their option either

(a) purchase the buildings, or

(b) direct the grantee to remove the buildings.

9. In the event of the resumption of the land followed by the purchase of the buildings under condition 8 or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed the initial cost or the value at the time of resumption or acquisition whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. Any grant which may be made by Government towards the cost of any buildings shall be deducted from the compensation payable to the alienee.

10. In the event of the grantee refusing to remove the buildings when so directed under condition 5 or 8 the Government may remove them and realize the cost of removal by the sale of the materials.

11. In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee.

12. Full land Revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of alienation are infringed. In the latter case full land revenue shall be levied from the date of such infringement.

13. The market value of the land shall be collected if at any time it is found that the alienee derives a substantial income from it.

14. The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the District.

15. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful

protection of the immature trees growing on the land.

16. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

17. In the event of the infringement of, or failure to observe any of the conditions (1) to (16) the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at li---- to resume the land and re-enter on it and the whole land shall thereup vest absolutely in the Governent. In that case the alienee shall not be entitled to any compensation whatever.

Sd. M. V. Vellodi,
Collector, 27.6.39.

/True Copy/

For Collector.

9.1.40.

Conditions.

The land shall be used for the purpose of a school, and for no other purpose.

Particulars of land.
Taluk - Karkal.
Village --Bola.
S.No. - 131/1B.
Extent - 0.45.
Assessment - 0-5-0

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4. The Government may resume the land wholly or in part with any buildings thereon in the event of infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land the Government may direct the grantee to remove them.

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Sd. M. V. Vellodi,
Collector, 27.6.39.

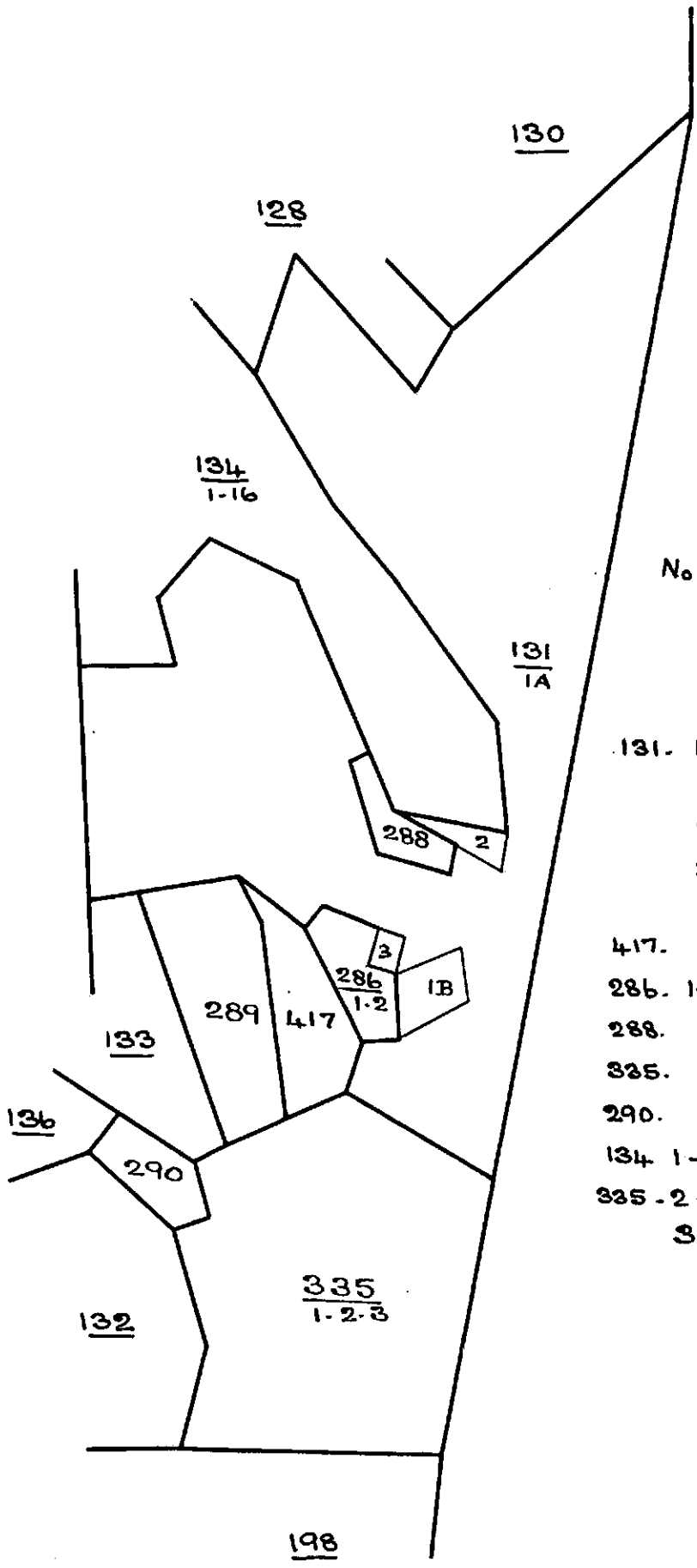
/True Copy/

For Collector.

29.1.40

District = South Kanara. Field No. 131. 2/3 Village { No. 45 Name. Bola.

Taluk : Karkal.



No-47. Kanthavar Village

Index.

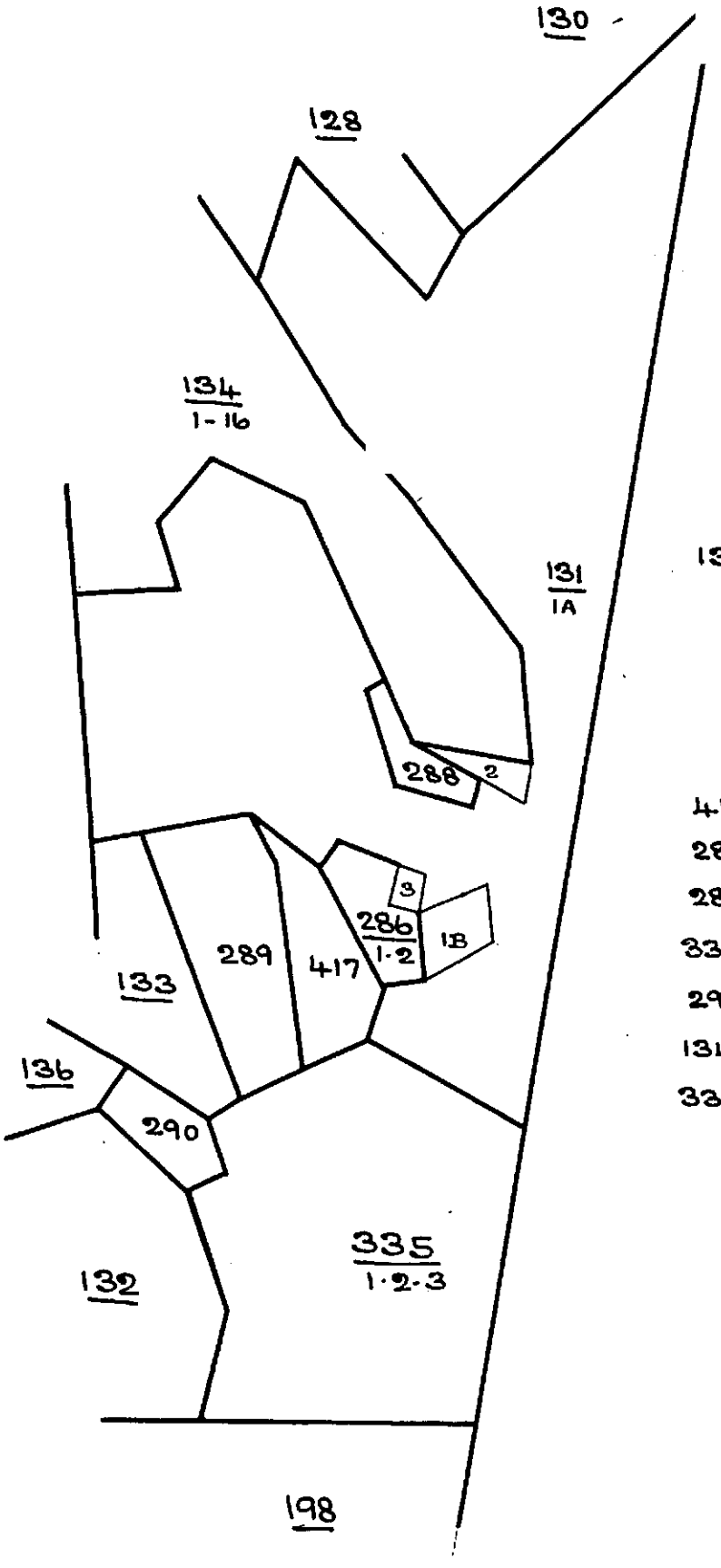
131.	1A.		Government.
	1B.		Plot to be alienated
	2.	Kadim.	Devappa Bhatta.
	3.	Kadim.	Seethu Hengsu
	4.	Nil .	Sanjeeva Naika
417.		Hos	warg land
286.	1-2	Hos	Seethu Hengsu
288.		Hos	Devappa Bhat
335.	1	Hos.	Ramayya Hegde.
290.		Hos	Sanjeeva Naika.
134	1-16	Kadim.	warg land.
335-2		–	Sreenivas Kamath.
	3	–	Government.

Traced by. P. Kumaran. Draftsman.

Scale 1/6 Inch = 1 Chain

District = South Kanara. Field No. 131. Village { No. 45 Name. Bola

Taluk = Karkal



No. 47. Kanthavar Village

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134	1-16	Kadim	Warg Land.
335	. 2	–	Sreenivas Kamath.
	3.	–	Government.

(S.V.R.)

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..	[illegible]	[illegible]
When copied ..	25/2/40	
When examined..		
When signed ..	[illegible]	
When despatched.	27 FEB 1940	

SUBJECT :— Alienation - Land - Revenue - (Surrender) - Vartkal Schools Bole village - S.No. 131-1B - Vanjarkalle Aided Elementary School - Teacher manager.

READ AGAIN 29.2, dated ..... 19.....

" ..... " ..... 19.....

READ *ALSO* :—

E No. 745/40 From the Collr. of S. Kanara Rofc. No. 7038/39 dated 28-1-1940 &

" ..... " ..... " ..... " ..... 19.....

" ..... " ..... " ..... " ..... 19.....

~~Order~~ ~~Ms.~~ ~~Resolution~~ ~~Rout.~~ No. ....., dated Rofee No E 745/40-1 & 24-2 1940.

The Collr is requested to obtain the consent of the alienee to the following additional condition :—

"The land shall be resumed if at any time, the recognition of the school is withdrawn"

2/ He is also requested to report whether land records are maintained in the village accounts.

24-2-40.

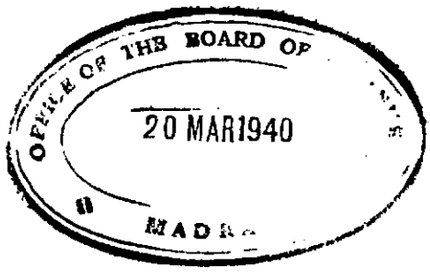
The Collr. of S. Kanara

1/

E 1806/745/40

Ref. B3.7339-39.

South Kanara Collector's Offic
Mangalore, dated 18.3.1940.



From

M. V. Subrahmanyam, Esq., M.A., I.C.S.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
Land Revenue & Irrigation,
M a d r a s.

Sir,

Alienation - Land Revenue (South Kanara) - Karkal Taluk - Bola village - S.No.131/1B Vanjarkatte Aided Elementary School - Teacher- Manager - Additional condition - consent statement - Submitted -

Ref:- Board's Ref. E.745/400 dated 24.2.40.

******

I submit herewith the statement of the Teacher Manager of Vanjarkatte Aided Elementary School, Bola, agreeing to the additional condition prescribed by the Board in its reference cited above.

2.The land stands registered in the village accounts as "assessed dry

For Collector.

18.3.40

Statement of Sri K. Vishwanadha , Teacher ....
Manager of Vanjarkotta Mixed Summa Elementary School, Bola,
recorded by the Revenue Inspector, Narsapur, on 10-3- 1941.

- - - - -

With reference to Refce.No.B.745/40-1 dated 24-2-40 of the Board of Revenue, Madras, read over to me, I beg to state that I consent to the following additional condition in the matter of the alienation of land revenue in respect of S. No. 151/1B of Bola village used for the purpose of Vanjarkotta Mixed Elementary School.

" The land shall be resumed if at any time, the recognition of the school is withdrawn."

- - - -

Read over to me and found correct.

K. Vishwanadha Rao
.....
Signature of K. Vishwanadha Rao
Canarese.

Read over to the deponent in Canarese and explained by me.

S. Linganna
10/3/41
Rev. Inspector, Narsapur.

M1, 2, 3

Alienation - Land - Revenue -
(S. Kanara) Karkal taluk - Bola Vg
S.No. 131/1B - Private Aided Ele -
School - Teacher manager for the
time being - Collector's Procgs.
R.Dis. 4302/39 dated 27.6.1939 -
Ratified.
PICG - E745:40 9

Reg Mis 1268 dated 13.5.

The Board ratifies th
Collector's Procgs. R.Dis. 4309.39
dated 27.6.1939 sanctioning the
alienation of S.No. 131/1B of Bola
village, Karkal taluk, measuring
45 cents in favour of the teacher-
manager for the time being of the
Aided Elementary school for
school purposes, subject to the foll
~~additional condition viz., The gran~~
~~would be liable to resumption if the~~
~~recognition of the School is withdra~~

modification :-

(1) Condition is that th
marked - value of the land
shall be collected if at
any time it is found th
the alienee derives a

Marshall income from it should
be omitted.

(c) An additional condition
should be imposed that the
grant should be liable to resumption
if the recognition of the school
is withdrawn.

[illegible] 18/9/15

For despatch early
pl. see overleaf
by 15/5

M, 3,2.
Asst

Note file.

Alienation Land Rev (S.Kanara) Karkal taluk
(Byarivari)
Bola vge - S.No. 131/1B = Private Aided Ele School -
Teacher manager for the time being -

C.745.40 Collr. of S.Kanara - C.7339.39 d 26.1.40
C 1806.40 C do do d 14.9.40

Sketch at p23 cg.

An extent of 45 cents of assessed waste dry in S.No. 131/1B of Bola village, Karkal Tk, was alienated by the Collr. of S.Kanara in favour of the teacher manager for the time being of an aided Ele. school for school purposes, in his Procgs. R. Dis. 4302/39 dated 27.6.1939. As under the existing orders in B.S.O. 24(11) as amended by C.S. 66 of 1.6.36, Collrs. are not empowered to sanction alienations in favour of private bodies, the Collr. has submitted his orders for ratification by the Board. The Dir. of Pub. Instruction had recommended the alienation and the school building has already been constructed. The teacher manager had agreed to all the conditions of the alienation except to the condition that the grant would be liable to resumption if the school's recognition is withdrawn. He has since agreed to this condition. The assessed value of the land is Rs. 30/5/0. The Full Board is competent to sanction the alienation; but as the Collr. has sanctioned the alienation himself, the Board may ratify it subject to the additional condition referred to at A above.

the teacher managers has agreed to the addl. condition that the market value of the land may be collected if at any time any substantial income is derived from the land. As this condition is imposed only in the case of alienation to local bodies free of value, the Collr. may be informed that this condition need not be insisted upon in cases of alienation for private bodies. His attention may be invited to the last sentence of para 1 of GA 431 Revs dt 17.2.38 in this connection. If however the Collr. considers that ~~for~~ this condition should be imposed in any particular case of alienation to a body other than a local body, he may be requested to state the reasons for imposing such a condition. In this particular case, the condition may stand as it has already been imposed by the Collr. for orders.

for
Revs

Condition at A. p. 1 a. 6.

vote passed p. 1

CB
30.4.40

1/5

1/3/5 p 3

1/5 p 1

CB
6.5

Draft submitted

Draft appl
Note exhaust
para 2 & reg made
30.4.40 at 6.2 up.
Read note of separate

Take extract
Limit furnished

E3317/4 - Lodge
9/10/41

Extract taken & dealt with separately
9

Pro 1268

13.540

Full Board

I.A.	A.D.S. and L.R.	Assistant Secretary			Jt.Secy.	Secy.	M-4.	M-3	M-2	M-1
		Land Rev.	Settle-ment.	Sep Rev.						

1. Open file seen by

2. Final draft seen by

3. Now circulated to

4. Initials.

Passed for record.

Secretary.
Joint Secretary.
~~A.S. (C.W.)~~
A.S. (L.R.) 8/11/6
~~A.S. (Sett.)~~
A.S. (Excise). 10/6
A.D.S. & L.R.
I.A.